

1 LAW OFFICE OF KURT DAVID HERMANSEN
2 Kurt David Hermansen Cal. Bar No. 166349
3 110 West C Street, Suite 1810
4 San Diego, California 92101-3909
5 Telephone: (619) 236-8300
Facsimile: (619) 236-8400
Cellular: (619) 436-8117
KD�@KurtDavidHermansen.com
5 Attorney for Defendant
GILBERTO LIZARRAGA

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

2 UNITED STATES OF AMERICA,) Case No. 07cr2899 LAB (JMA)
3 Plaintiff,)
4 v.) JOINT MOTION TO CONTINUE
5) SENTENCING HEARING
6 GILBERTO LIZARRAGA,)
7 Defendant.)

19 IT IS HEREBY REQUESTED by the parties in the case, Plaintiff, United States of
20 America, by and through its counsel, Karen P. Hewitt, United States Attorney, and Tim-
21 othy F. Salel, Assistant United States Attorney, and the Defendant, Gilberto Lizarraga, by and
22 through his counsel, Kurt David Hermansen, that the sentencing hearing in the above entitled
23 case originally scheduled for January 28, 2008 at 9:30 a.m. and currently set for March 31, 2008
24 at 9:30 a.m. be continued to April 28, 2008 at 9:30 a.m. for Mr. Lizarraga.

25 The parties agree that the time between January 28, 2008 and April 28, 2008 is
26 excludable under the Speedy Trial Act until acceptance of plea.

1 The undersigned defense attorney for Mr. Lizarraga called the court's courtroom deputy
2 to obtain the new date and that date is agreeable to both parties. A proposed order with respect
3 to this joint motion is being submitted directly to the court via efile_burns@casd.uscourts.gov.

4 Defendant Lizarraga is out of custody on bond. An acknowledgment of the next court
5 date will be filed.

6

7

Respectfully submitted,

8

Dated: January 7, 2008

s/Kurt David Hermansen

9

Attorney for Defendant Gilberto Lizarraga
Email: KDH@KurtDavidHermansen.com

10

11

Dated: January 7, 2008

s/Timothy F. Salel

12

13

Assistant United States Attorney
Email: Timothy.Salel@usdoj.gov

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1
2
3
4
5
6
7
8
UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA1
2
3
4
5
6
7
8
UNITED STATES OF AMERICA,) Case No. 07cr2899 LAB (JMA)
Plaintiff,) CERTIFICATE OF SERVICE
v.)
GILBERTO LIZARRAGA,)
Defendant.)
IT IS HEREBY CERTIFIED THAT:9
10 I, KURT DAVID HERMANSEN, am a citizen of the United States and am at least
11 eighteen years of age. My business address is 110 West C Street, Suite 1810, San Diego,
12 California 92101.13 I have caused service of **JOINT MOTION TO CONTINUE SENTENCING HEAR-**
14 **ING** on the following parties by electronically filing the foregoing with the Clerk of the District
15 Court using its ECF System, which electronically notifies them.16 U S Attorney CR
17 Efile.dkt.gc2@usdoj.gov18 Kurt David Hermansen
KDH@KurtDavidHermansen.com

19 I declare under penalty of perjury that the foregoing is true and correct.

20 Executed on: January 7, 2008s/Kurt David Hermansen21 Attorney for Defendant Gilberto Lizarraga
22 Email: KDH@KurtDavidHermansen.com

23

24

25

26

27

28